

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 919

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Carlos R. Cisneros

AN ACT

RELATING TO TAXATION; ENACTING A NEW SECTION OF THE INCOME TAX ACT TO PROVIDE A TAX CREDIT FOR PURCHASE AND INSTALLATION OF AN ADVANCED TREATMENT ON-SITE LIQUID WASTE SYSTEM

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Income Tax Act is enacted to read:

" [NEW MATERIAL] CREDIT FOR PURCHASE OF ADVANCED TREATMENT ON-SITE LIQUID WASTE DISPOSAL SYSTEM --

A. A taxpayer who files an individual New Mexico income tax return and who is not a dependent of another taxpayer may claim a credit not to exceed one thousand five hundred dollars (\$1,500) for costs incurred for purchase and installation of an eligible advanced treatment on-site liquid waste system installed on property owned and occupied by the

underscored material = new
[bracketed material] = delete

1 taxpayer as the taxpayer's principal place of residence.

2 B. To be eligible for the credit, the advanced
3 treatment on-site liquid waste system must comply with the
4 liquid waste disposal and treatment regulations of the
5 department of environment and must be installed by a
6 qualifying contractor as determined by the department of
7 environment.

8 C. To claim the credit provided by this section
9 the taxpayer must furnish, in a form to be determined by the
10 taxation and revenue department, certification from the
11 department of environment that the taxpayer's advanced
12 treatment on-site liquid waste system complies with department
13 of environment regulations and was installed by a qualifying
14 contractor.

15 D. A taxpayer may deduct the credit provided by
16 this section from the taxpayer's income tax liability for the
17 taxable year in which the cost was incurred. If the amount of
18 the credit exceeds the taxpayer's income tax liability, the
19 excess credit may be carried forward for up to three years.

20 E. A husband and wife who file separate returns
21 for a taxable year in which they could have filed a joint
22 return may each claim only one-half of the credit that would
23 have been allowed on a joint return.

24 F. As used in this section, "advanced treatment
25 on-site liquid waste system" means an on-site liquid waste

1 system that uses any process of wastewater treatment that
2 removes a greater amount of contaminant than is accomplished
3 through primary treatment. "

4 Section 2. APPLICABILITY. -- The provisions of this act
5 apply to taxable years beginning on or after January 1, 2008.

6 - 3 -

underscored material = new
[bracketed material] = delete

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25